

CITY OF HOLLISTER - AGENDA

for **City Council Meeting**

of **November 21, 2005**

at **6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input section, Section B, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

**** 6:00 p.m. - Closed Session -- See Attached Agenda.**

Call to Order

Pledge of Allegiance

Roll Call:

Mayor Pauline Valdivia, Council Members Brad Pike, Robert Scattini, Doug Emerson and Monica Johnson, City Manager Clint Quilter, City Attorney Elaine Cass, and City Clerk Geri Johnson.

Verification of Agenda Posting

Proclamation: November 20-26, 2005, Family Week in the City of Hollister

6:00 p.m. - CLOSED SESSION AGENDA:

- A. Public comment (limited to any item listed on Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss all or some of the following matters:
 - 1. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b) - (3 potential cases will be discussed).
 - 2. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation pursuant to Government Code Section 54956.9(c) - (2 potential cases will be discussed).
 - 3. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code Section 54956.9(a) –
 - a. RWQCB – Cease and Desist Order No. R3-2002-0105
 - b. City of Hollister v. Monterey Insurance Company, California Capital Insurance Company, Case Number M65916
 - c. Nicholson v. Hollister, Case No. CU-04-00063
 - 4. Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Agency Negotiator: Clint Quilter

Employee Organizations: Service Employees International Union, Local 817; Hollister Firefighters Union, Local 3395; Hollister Peace Officers Association, Hollister Mid-Management Association; and un-represented employees in classifications designated as Executive Management and Confidential.

6:30 p.m. - AGENDA

A. CONSENT RESOLUTION (November 21, 2005):

All items listed under consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, and A3

- A1. Minutes of the Regular Meeting of November 7, 2005.

Approve Minutes of the Regular Meeting of November 7, 2005, as submitted.

A2. Warrant Registers.

The City Council will ratify and approve the following Warrant Registers dated:

- October 27, 2005, in the amount of \$ 230,269.33
- November 3, 2005, in the amount of \$ 1,169,520.59

A3. Claim Against the City – Perreira.

A claim against the City has been filed by Concha A. Perreira. Staff recommends denial of this claim and seeks authorization to send the Notice of Rejection to the claimant.

B. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and address for the record, and speak to the Council. Each speaker will be limited to two (2) minutes. Please note that state law prohibits the council from discussing or taking action on any item not on the agenda.

C. PUBLIC HEARINGS (On or After 6:30 p.m.)

1. Consideration of the 2005-2023 City of Hollister General Plan and certification of the Final Environmental Impact Report (FEIR).

CONDUCT PUBLIC HEARING.

The City Council will hold a public hearing to receive comment on the Final Draft General Plan and FEIR, consider the Planning Commissions recommendation, deliberate on the final changes and direct staff to prepare resolutions to certify the Final EIR and adopt the Final Draft General Plan.

D. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Purchase nine hand-held “Stalker II” Stationary Radar Units and Accessories.

This authorizes the purchase of nine hand-held radar units and accessories using grant funds awarded by the State of California Office of Traffic Safety.

2. Resolution No. 2005-154, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING AN AGREEMENT WITH SELLERS ASSOCIATES FOR COORDINATION OF COMMUNITY OUTREACH

This Resolution will authorize the execution of an agreement with Sellers Associates to determine community support for service needs and funding.

E. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Committees.

Receive oral reports from members regarding the activities of various Ad hoc and Standing City Council Committees.

2. Reports from City Council, City Manager, City Attorney, and Staff.

Receive oral reports from the City Council, City Manager Quilter, City Attorney Cass, City Clerk Johnson, and other Staff as applicable.

3. Water and Wastewater Issues.

The City Council will receive an oral status report from City Manager Quilter.

4. Hollister Municipal Airport status report.

The City Council will receive a status report on the Hollister Municipal Airport from Airport Manager Gere.

5. June 2005 Un-audited Year-End Progress Report and Five Year Projection Analysis.

The City Council will receive the June 2005 Un-audited Year-End Progress Report and Five Year Projection Analysis from Director of Administrative Services Galvan.

F. UNFINISHED BUSINESS:

1. Resolution No. 2005-155, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER CANCELING THE AGREEMENT WITH THE HOLLISTER INDEPENDENCE RALLY COMMITTEE FOR THE ANNUAL FOURTH OF JULY MOTORCYCLE EVENT

The City Council will consider canceling the contract with Hollister Independence Rally Committee.

G. NEW BUSINESS:

None.

H. MISCELLANEOUS:

None.

ADJOURNMENT:

Next Regular City Council Meeting is scheduled for December 5, 2005, at 6:30 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4304. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].